

REMARKS

Initially, the undersigned would like to thank the Examiner for the detailed analysis provided in the outstanding Official Action mailed March 10, 2006. The undersigned would also like to thank the Examiner for the indicated allowability of claim 17.

Upon entry of the present Reply, claims 1-10, 12-19 and 21-24 will be pending. Claims 1-10, 12-16, and 19 will have been amended to correct informalities in the claim language and to more clearly define the invention, while not substantially affecting or narrowing the scope of these claims. Further, claims 1 and 10 will have been amended to recite determining whether an access point has moved from a location. Claims 11 and 20 will have been cancelled, without prejudice and without disclaimer of the subject matter.

Claims 21-24 will have been added for the Examiner's consideration. New claim 21 is commensurate in scope with original claim 17 that was indicated by the Examiner as allowable. Applicant has amended the claims, as set forth herein, to expedite prosecution. However, the Applicant submits that the amendments should not be construed as admissions to the propriety of the Examiner's rejections. Applicant further submits that all pending claims are now in condition for allowance.

In the outstanding Official Action mailed March 10, 2006, the Examiner rejected claims 11-19 under 35 U.S.C. § 112, second paragraph, based on two points. First, the Examiner noted that claim 14 contained trademarks/trade names. Second, the Examiner noted that there was a discrepancy between claim 10 and claims 11-19 in so

far as claim 10 was directed to a method of originating a call and dependent claims 11-19 were directed to a method of operating a private wireless network.

Upon entry of the present Reply, claims 10 and 12-15 will have been amended to correct the aforementioned informalities in the claim language and to more clearly define the invention. Applicant notes that the amendments made herein are made to advance prosecution of the application to allowance, and should not in any way be construed as an acquiescence as to the propriety of the Examiner's rejections. In light of these amendments, Applicant submits that claims 1-10, 12-19 and 21-23 are fully compliant with 35 U.S.C. § 112. Accordingly, the Applicant requests reconsideration and withdrawal of the 35 USC 112 rejection of claims 12-19 (claim 11 having been cancelled).

In the above-referenced Official Action, the Examiner has rejected claims 1-11, 13, 14 and 18-20 under 35 USC 102(e) as being anticipated by HICKS, III *et al.* (U.S. Patent App. Pub. No. 2004/0259541). Applicant respectfully traverses this rejection, at least for the reasons stated below.

The Examiner relied on paragraphs [0021] and [0035] of HICKS *et al.* to show Applicant's claimed subject matter of detecting whether the access point has been moved from a first location. However, instead of detecting movement of the access point, HICKS *et al.* describe detecting movement of the telephone transceiver. See, e.g., paragraph [0008] of HICKS *et al.* The Applicant submits that HICKS *et al.* do not teach or suggest, alone or in combination, a system that includes a detector that detects when the access point has moved from a first location as is currently claimed in independent claims 1 and 22. The Applicant further submits that HICKS *et al.* do not

teach or suggest, alone or in combination the claimed subject matter of determining whether the access point has moved from a first location as is now claimed in claim independent claim 10. Accordingly, because HICKS *et al.* do not disclose each and every element of Applicant's claimed invention, withdrawal of the rejections under 35 USC § 102(e) based on HICKS *et al.* is respectfully requested.

With regard to dependent claims 2-9, 12-19 and 23-24, Applicant asserts that they are allowable because they depend directly or indirectly, from independent claims 1 and 10, which the Applicants submits have been shown to be allowable.

Also in the above referenced Official Action, the Examiner has rejected claim 12, under 35 U.S.C. § 103, as being unpatentable over HICKS *et al.* and CORWITH (U.S. Patent No. 6,697,630), and claims 15 and 16 as being unpatentable over HICKS *et al.* and GALLAGHER *et al.* (U.S. Patent App. Pub. No. 2004/0192211). Applicant respectfully traverses these rejections, at least for the reasons stated below.

Claims 12, 15 and 16 depend from claim 10 and are patentably distinguishable for at least the reasons provided above with respect to claim 10, as well as for additional reasons related to their own recitation. For example, claim 15 further recites that the system will set the status to PENDING when it is determined that the access point lost one of a power connection and a voice and data connection. None of the references either taken together or taken alone in any proper combination thereof, anticipates or renders obvious Applicant's claimed subject matter. Accordingly, Applicant requests reconsideration and withdrawal of the rejection, and allowance of all currently pending claims.

In view of the amendments and remarks contained herein, Applicant respectfully requests reconsideration and withdrawal of each of the outstanding rejections together with allowance of all the claims pending in the present application. Such action is respectfully requested and is now believed to be appropriate.

#### SUMMARY AND CONCLUSION

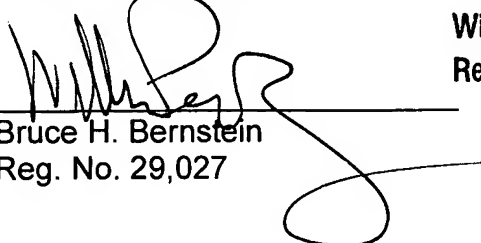
In view of the foregoing, it is submitted that Examiner's rejections, *i.e.*, under 35 USC §§ 102, 103 and 112, in the outstanding Official Action dated March 10, 2006 should be withdrawn. The present Amendment is in proper form, and none of the references teach or suggest, alone or in combination, Applicant's invention. In addition, the applied references of record have been discussed and distinguished, while significant features of the present invention have been pointed out. Accordingly, Applicant requests timely allowance of the present application.

Applicant notes that this Reply is being made to advance prosecution of the application to allowance, and no acquiescence as to the propriety of the Examiner's rejections is made by the present Reply. All amendments to the claims which have been made in this Reply, and which have not been specifically noted to overcome a rejection based upon the prior art, should be considered to have been made for a purpose unrelated to patentability, and no estoppel should be deemed to attach thereto.

P23665.A02

Should there be any questions regarding this paper or the present application, the Examiner is respectfully requested to contact the undersigned at the below-listed telephone number.

Respectfully submitted,  
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